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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
9 SAN JOSE DIVISION  
10 Jeffrey Welch, et al., NO. C 08-02132 JW  
11 Plaintiffs,  
12 v.  
13 City of San Jose,  
Defendant.

**ORDER CONTINUING PRELIMINARY  
PRETRIAL CONFERENCE**

15        This case was scheduled for a Preliminary Pretrial Conference on June 8, 2009. Based on the  
16 parties' representation regarding a possible settlement, the Court CONTINUES the Preliminary  
17 Pretrial Conference to **June 29, 2009 at 11 a.m.** The parties shall meet and confer and file a Joint  
18 Case Management Conference Statement on or before **June 19, 2009**. If no settlement is reached by  
19 June 19, 2009, the parties shall propose a schedule for proceeding with this litigation in their  
20 Statement.

22 || Dated: June 4, 2009

James Ware  
JAMES WARE  
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Carol Lynn Koenig ckoenig@wmjpr.com  
3 Christopher Eugene Platten cplatten@wmjpr.com  
3 Daniel Alfredo Menendez [dmenendez@wmprlaw.com](mailto:dmenendez@wmprlaw.com)  
4 Robert R. Fabela CAO.Main@sanjoseca.gov

5  
6 **Dated: June 4, 2009**

7 **Richard W. Wieking, Clerk**

8 **By: /s/ JW Chambers**  
9 **Elizabeth Garcia**  
**Courtroom Deputy**